

(3) The Librarian shall provide a seal to indicate that a film has been included in the National Film Registry and is the Registry version of that film.

(4) The Librarian shall publish in the Federal Register the criteria used to determine the Registry version of a film.

(5) The Librarian shall submit to the Congress a report, not less than once every two years, listing films included in the National Film Registry and describing the activities of the Board.

**(c) Seal**

The seal provided under subsection (b)(3) of this section may be used on any copy of the Registry version of a film. Such seal may be used only after the Librarian has examined and approved the print from which the copy was made. In the case of copyrighted works, only the copyright owner or an authorized licensee of the copyright may place or authorize the placement of the seal on a copy of a film selected for inclusion in the National Film Registry, and the Librarian may place the seal on any print or copy of the film that is maintained in the National Film Registry Collection of the Library of Congress. The person authorized to place the seal on a copy of a film selected for inclusion in the National Film Registry may accompany such seal with the following language: "This film is included in the National Film Registry, which is maintained by the Library of Congress, and was preserved under the National Film Preservation Act of 1992."

**(d) Development of standards**

The Librarian shall develop standards or guidelines by which to assess the preservation or restoration of films that will qualify films for use of the seal under this section.

(Pub. L. 102-307, title II, § 203, June 26, 1992, 106 Stat. 267.)

TERMINATION OF SECTION

*For termination of section, see section 179k of this title.*

REFERENCES IN TEXT

The National Film Preservation Act of 1992, referred to in subsec. (c), is title II of Pub. L. 102-307, June 26, 1992, 106 Stat. 267, which is classified principally to sections 179 to 179k of this title. For complete classification of this Act to the Code, see Short Title note set out under section 179 of this title and Tables.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179c, 179e, 179g, 179h, 179i, 179j, 179k of this title.

**§ 179b. National Film Preservation Board**

**(a) Number and appointment**

(1) The Librarian shall establish in the Library of Congress a National Film Preservation Board to be comprised of up to 18 members, who shall be selected by the Librarian in accordance with the provisions of this section. Subject to subparagraphs (C) and (O), the Librarian shall request each organization listed in subparagraphs (A) through (P) to submit to the Librarian a list of not less than 3 candidates qualified to serve as a member of the Board. Except for the members-at-large appointed under para-

graph (2), the Librarian shall appoint 1 member from each such list submitted by such organizations, and shall designate from that list an alternate who may attend those meetings to which the individual appointed to the Board cannot attend. The organizations are the following:

(A) The Academy of Motion Pictures Arts and Sciences.

(B) The Directors Guild of America.

(C) The Writers Guild of America. The Writers Guild of America East and the Writers Guild of America West shall each nominate not less than 3 candidates, and a representative from 1 such organization shall be selected as the member and a representative from the other such organization as the alternate.

(D) The National Society of Film Critics.

(E) The Society for Cinema Studies.

(F) The American Film Institute.

(G) The Department of Theatre, Film and Television of the College of Fine Arts at the University of California, Los Angeles.

(H) The Department of Film and Television of the Tisch School of the Arts at New York University.

(I) The University Film and Video Association.

(J) The Motion Picture Association of America.

(K) The National Association of Broadcasters.

(L) The Alliance of Motion Picture and Television Producers.

(M) The Screen Actors Guild of America.

(N) The National Association of Theater Owners.

(O) The American Society of Cinematographers and the International Photographers Guild, which shall jointly submit 1 list of candidates from which a member and alternate will be selected.

(P) The United States members of the International Federation of Film Archives.

(2) In addition to the Members<sup>1</sup> appointed under paragraph (1), the Librarian shall appoint up to 2 members-at-large. The Librarian shall select the at-large members from names submitted by organizations in the film industry, creative artists, producers, film critics, film preservation organizations, academic institutions with film study programs, and others with knowledge of copyright law and of the importance, use, and dissemination of films. The Librarian shall, in selecting 1 such member-at-large, give preference to individuals who are responsible for commercial film libraries. The Librarian shall also select from the names submitted under this paragraph an alternate for each member-at-large, who may attend those meetings to which the member-at-large cannot attend.

**(b) Chairperson**

The Librarian shall appoint 1 member of the Board to serve as Chairperson.

**(c) Term of office**

(1) The term of each member of the Board shall be 3 years, except that there shall be no

<sup>1</sup> So in original. Probably should not be capitalized.

limit to the number of terms that any individual member may serve.

(2) A vacancy in the Board shall be filled in the manner in which the original appointment was made under subsection (a) of this section, except that the Librarian may fill the vacancy from a list of candidates previously submitted by the organization or organizations involved. Any member appointed to fill a vacancy before the expiration of the term for which his or her predecessor was appointed shall be appointed only for the remainder of such term.

**(d) Quorum**

9 members of the Board shall constitute a quorum but a lesser number may hold hearings.

**(e) Basic pay**

Members of the Board shall serve without pay. While away from their home or regular places of business in the performance of functions of the Board, members of the Board shall be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in Government service are allowed expenses under section 5701 of title 5.

**(f) Meetings**

The Board shall meet at least once each calendar year. Meetings shall be at the call of the Librarian.

**(g) Conflict of interest**

The Librarian shall establish rules and procedures to address any potential conflict of interest between a member of the Board and the responsibilities of the Board.

(Pub. L. 102-307, title II, § 204, June 26, 1992, 106 Stat. 268.)

TERMINATION OF SECTION

*For termination of section, see section 179k of this title.*

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179a, 179g, 179h, 179i, 179j, 179k of this title.

**§ 179c. Responsibilities and powers of Board**

**(a) In general**

The Board shall review nominations of films submitted to it for inclusion in the National Film Registry and shall consult with the Librarian, as provided in section 179a of this title, with respect to the inclusion of such films in the Registry and the preservation of these and other films that are culturally, historically, or aesthetically significant.

**(b) Nomination of films**

The Board shall consider, for inclusion in the National Film Registry, nominations submitted by the general public as well as representatives of the film industry, such as the guilds and societies representing actors, directors, screenwriters, cinematographers and other creative artists, producers, film critics, film preservation organizations, and representatives of academic institutions with film study programs. The Board shall nominate not more than 25 films each year for inclusion in the Registry.

**(c) General powers**

The Board may, for the purpose of carrying out its duties, hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence, as the Librarian and the Board considers appropriate.

(Pub. L. 102-307, title II, § 205, June 26, 1992, 106 Stat. 270.)

TERMINATION OF SECTION

*For termination of section, see section 179k of this title.*

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179g, 179h, 179i, 179j, 179k of this title.

**§ 179d. National Film Registry Collection of the Library of Congress**

**(a) Acquisition of archival quality copies**

The Librarian shall endeavor to obtain, by gift from the owner, an archival quality copy of the Registry version of each film included in the National Film Registry. Whenever possible, the Librarian shall endeavor to obtain the best surviving materials, including preprint materials.

**(b) Additional materials**

The Librarian shall endeavor to obtain, for educational and research purposes, additional materials related to each film included in the National Film Registry, such as background materials, production reports, shooting scripts (including continuity scripts) and other similar materials.

**(c) Property of United States**

All copies of films on the National Film Registry that are received by the Librarian and other materials received by the Librarian under subsection (b) of this section shall become the property of the United States Government, subject to the provisions of title 17.

**(d) National Film Registry Collection**

All copies of films on the National Film Registry that are received by the Librarian and other materials received by the Librarian under subsection (b) of this section shall be maintained in a special collection in the Library of Congress to be known as the "National Film Registry Collection of the Library of Congress". The Librarian shall, by regulation, and in accordance with title 17, provide for reasonable access to films in such collection for scholarly and research purposes.

(Pub. L. 102-307, title II, § 206, June 26, 1992, 106 Stat. 270.)

TERMINATION OF SECTION

*For termination of section, see section 179k of this title.*

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 179, 179g, 179h, 179i, 179j, 179k of this title.

**§ 179e. Seal of National Film Registry**

**(a) Use of seal**

(1) No person shall knowingly distribute or exhibit to the public a version of a film which